



\$3625

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

9th Re
response

Applicant: Giannini ✓ Examiner: Gart, M.
Serial No.: 09/527,986 ✓ Group Art Unit: 3625
Filed: March 17, 2000 Docket No.: JARB.005PA
Title: MERGING IMAGES FOR GIFTING

PD
2/11/03

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on January 31, 2003.

By: Erin M. Nichols
Erin M. Nichols

OFFICE ACTION RESPONSE

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
FEB 06 2003
GROUP 3600

Dear Sir:

In response to the Office Action dated November 8, 2002, please consider the following remarks.

Remarks

Favorable reconsideration of this application is requested in view of the following remarks. For the reasons set forth below, Applicant respectfully submits that the claimed invention is allowable over the cited references.

The Office Action dated November 8, 2002, indicated that formal drawings must be submitted before issuance of a patent, and claims 1-10 stand rejected under §103(a) as being anticipated by *Rose* (U.S. Pat. No. 5,930,769) in view of Official Notice in further view of *Dodd* (U.S. Pat. No. 6,321,211).

Applicant respectfully traverses the §103(a) rejection as the Office Action fails to respond to Applicant's previous arguments presented in the Office Action Response and Amendment filed on October 1, 2002 and incorporated herein. The Office Action does not address Applicant's arguments with respect to the lack of correspondence between